

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

CONSUELO GONZALEZ,

§

Plaintiff,

§

VS.

§

CIVIL ACTION NO. 2:19-CV-00222

§

CHRISTINE WORMUTH, SECRETARY,
DEPARTMENT OF THE ARMY,

§

§

Defendant.

§

JURY VERDICT

QUESTION NO. 1

Was Plaintiff harassed based on her disability?

Answer "Yes" or "No."

Answer: Yes

If you answered "Yes" to Question No. 1, then answer Question No. 2.
Otherwise, proceed to Question No. 4.

QUESTION NO. 2

Did Defendant know, or in the exercise of reasonable care should Defendant have known, that Plaintiff was being harassed based on her disability?

Answer "Yes" or "No."

Answer: No

If you answered "Yes" to Question No. 2, then answer Question No. 3. Otherwise, proceed to Question No. 4.

QUESTION NO. 3

Did Defendant fail to take prompt remedial action with respect to the harassment found by you in response to Question No. 1?

Answer "Yes" or "No."

Answer: _____

QUESTION NO. 4

Was Plaintiff harassed based on her sex?

Answer "Yes" or "No."

Answer: No

If you answered "Yes" to Question No. 4, then answer Question No. 5.
Otherwise, proceed to Question No. 7.

QUESTION NO. 5

Did Defendant know, or in the exercise of reasonable care should Defendant have known, that Plaintiff was being harassed based on her sex?

Answer "Yes" or "No."

Answer: _____

If you answered "Yes" to Question No. 5, then answer Question No. 6. Otherwise, proceed to Question No. 7.

QUESTION NO. 6

Did Defendant fail to take prompt remedial action with respect to the harassment found by you in response to Question No. 4?

Answer "Yes" or "No."

Answer: _____

QUESTION NO. 7

Did Plaintiff suffer an adverse employment action with respect to the following events?

Answer "Yes" or "No" for each:

- a. Issued Plaintiff a Memorandum for Record (MFR) for creating a disturbance?

Answer: No

- b. Removed Plaintiff from the plating shop?

Answer: Yes

- c. Threatened Plaintiff with disciplinary action?

Answer: _____ No

If you answered "Yes," to Question No. 7(a), then answer Question No. 8(a). Otherwise, proceed to Question No. 8(b).

QUESTION NO. 8(a)

Do you find that Plaintiff would not have been issued a Memorandum for Record (MFR) for creating a disturbance but for her protected activity?

Answer "Yes" or "No."

Answer: _____

If you answered “Yes,” to Question No. 7(b), then answer Question No. 8(b). Otherwise, proceed to Question No. 8(c).

QUESTION NO. 8(b)

Do you find that Plaintiff would not have been removed from the plating shop but for her protected activity?

Answer “Yes” or “No.”

Answer: Yes

If you answered “Yes,” to Question No. 7(c), then answer Question No. 8(c). Otherwise, proceed to Question No. 9.

QUESTION NO. 8(c)

Do you find that Plaintiff would not have been threatened with disciplinary action but for her protected activity?

Answer “Yes” or “No.”

Answer: _____

If you answered "Yes," to Question No. 3, Question No. 6, and/or Question No. 8(a), (b), and/or (c), then answer Question No. 9. Otherwise, proceed to the signature page.

QUESTION NO. 9

What sum of money, if paid now in cash, would fairly and reasonably compensate Plaintiff for the damages, if any, you have found Defendant caused Plaintiff?

Answer in dollars and cents for the following items and none other:

1. Past pain and suffering, inconvenience, mental anguish, and loss of enjoyment of life.

Answer: \$300,000

2. Future pain and suffering, inconvenience, mental anguish, and loss of enjoyment of life.

Answer: \$200,000

We the Jury return the foregoing as our unanimous verdict.

9/15/2022
Date